

MAR 10 2005

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Gerhard GUMPOLTSBERGER and Raff DREIBHOLZ
Serial no. : 10/688,332
Filed : October 17, 2003
For : AUTOMATED MULTIPLE GEAR TRANSMISSION
Group Art Unit : 3681
Examiner : Ha Dinh Ho
Docket : ZAHFRI P530US

The Commissioner for Patents
U.S. Patent & Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

This response is being filed in reply to the official action mailed January 31, 2005. In that action, the Examiner required an election of species under 36 U.S.C. § 121 between the following alleged patentably distinct species of the invention:

- I. Species 1, Figs. 1, 2 and 3; or
- II. Species 2, Figs. 1, 3 and 4.

The Applicant elects to prosecute the species of the claimed invention shown in Species 1, namely Figs. 1, 2 and 3 of the drawings. The Applicant also elects claims 1 to 4 and 6 to 10 which are readable on the elected species to be prosecuted on the merits.

The Applicant does not waive any rights with respect to the non-elected species and does not intend to abandon that subject matter. The Applicant respectfully requests that the non-elected species be withdrawn from further consideration but remain in this application subject to reinstatement, in the event that a generic claim is allowed, or for possible filing of a divisional application(s).


In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

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Respectfully submitted,


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